

**STILLWATER COUNTY
COMMISSIONER MINUTES**

<p>Notice: These minutes reflect the proceedings of the Board of County Commissioners. The official minutes are on file with the Clerk and Recorder MCA 7-4-2611(2)(b).</p>
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**REGULAR MEETING
July 20, 2021**

PRESENT	Commissioners Tyrel Hamilton and Steve Riveland, members; Shannon Fisher Admin Assistant. Others Present: Stephanie Ray, Economic Development; Randy Smith, SCSO; Kisha Miller, City of Columbus; Larry Bernhardt, SCSO; John Alegria, Park City Fire; Chip Kem, SCSO; Maureen Wiltshire, DES; Marlo Pronovost, Stillwater County News.
PLEDGE	Commissioner Crago opened the meeting with the Pledge of Allegiance.
MINUTES	June 29, 2021. Commissioner Riveland MOVED to approve the minutes from June 29, 2021. Commissioner Hamilton SECONDED . No discussion. <u>Motion passed unanimously.</u>
CLAIMS	107567 through 107689 in the amount of \$577,930.05. Commissioner Riveland MOVED to approve the claims 107567 through 107689 in the amount of \$577,930.05 Commissioner Hamilton SECONDED . Discussion – Commissioner Riveland noted that a large part of the claims is the Absarokee Sewer Project payment. <u>Motion passed unanimously.</u>
RECOGNITIONS	Larry Bernhardt for 25 years, Cactus Anderson for 5 years and Michelle Braswell for 5 years. Commissioner Hamilton thanked them for their time with the Sheriff's Department and Stillwater County. Commissioner Riveland thanked and congratulated them as well.
ANNOUNCEMENTS	Maureen Wiltshire announced that the county has stayed the same. Various fire departments in the county have been assisting other agencies in Musselshell, Carbon and Yellowstone counties. Stillwater County is very fortunate to have not had any fires to date. The county is currently severely staffed with substations throughout the county. Commissioner Hamilton announced that August 10, 2021 is the public hearing date for the Swindler Road abandonment. The preliminary budget is still open for public comment and will close next week and be on the agenda for adoption.
FILE ITEMS	<u>Justice Court</u> A) Monthly report for May in the amount of \$12,558.00 <u>Sheriff</u> A) Monthly report for June in the amount of \$150.00 B) Quarterly report ending June 30 in the amount of \$950.00 Commissioner Riveland MOVED to file the file items. Commissioner Hamilton SECONDED . No discussion. <u>Motion passed unanimously</u>
REGULAR BUSINESS	<u>Airport Board</u> A) Clerk's summary Woltermann Memorial Airport in the amount of \$22,472.55. Commissioner Riveland MOVED to approve the clerk's summary Woltermann Memorial Airport in the amount of \$22,472.55. Commissioner Hamilton SECONDED . Discussion – Kisha Miller stated that this is for the pavement project. The payment is for preliminary

engineering and administrative fees. This is a 5% city and 5% county match with the remaining 90% paid by the FAA. Motion passed unanimously.

Economic Development

A) Approve application to DNRC renewable resource grant & loan program project planning grant for Park City stormwater preliminary engineering report. Commissioner Riveland **MOVED** to approve the application to DNRC renewable resource grant & loan program project planning grant for Park City stormwater preliminary engineering report. Commissioner Hamilton **SECONDED**. Discussion - Stephanie Ray stated that the county is proposing to submit a grant application for stormwater management in Park City. This will identify critical areas of stormwater failure so we can do some capital improvements projects on to fix these areas. Park City has some pretty severe stormwater issues. Commissioner Hamilton noted that this was identified in the CIP as a need for the Park City area. The ARPA funds can be used for stormwater. Hopefully the project can be done in phases so that problem areas can be addressed. Motion passed unanimously.

Board of Health

A) Utilize on-call engineering services to assist park city school with water quality analysis and improvements. Commissioner Riveland **MOVED** to approve to utilize on-call engineering services to assist park city school with water quality analysis and improvements. Commissioner Hamilton **SECONDED**. Discussion – Stephanie Ray stated the county will put together a scope of work to design with Ace Engineering to come up with potential solutions for Park City to help with water filtration to provide safe drinking water for the students. The goal is to move quickly and conduct the analysis and propose a solution for filtration for the school. This will only address the school site at this time. Commissioner Hamilton added that this is clear where the problem is coming from and that is currently going through the legal process. To have a solution to the entire aquifer problem will take longer. The hope is to utilize the on-call engineering service to aid in the process and help Park City mitigate the problem before school starts. Commissioner Riveland noted that the nitrate level for the test prior to the most current test was approximately 12% and the latest test was over 13%. Commissioner Hamilton stated that 10% is the trigger number for DEQ. John Alegria asked if the school was doing something engineering wise to try to mitigate the issue. Commissioner Hamilton stated that the county is assisting the school to mitigate this. John stated that there are more areas than just the school affected. Commissioner Hamilton replied that the county understands that there is a long-term problem but this is how the county can assist the Park City school so when they return to session, they will have useable water. The county will continue to move through the legal process and DEQ did issue a letter to the Homestead owner that they are in violation and hopefully there will be a court order issued to the owner cannot have that building occupied until the problem is taken care of. The county is moving as fast as the legal system will allow. John Alegria asked if the funds for this come out of all county funds or just the Park City School District funds. Commissioner Riveland replied that the county is hoping to receive the grant for this. John Alegria stated that they had already talked to Culligan and they said they could do a full reverse osmosis system that would mitigate the entire thing for \$10,000.00. Commissioner Hamilton stated that DEQ said that because it is a public water system, it has to have an engineered water system before Culligan can go in and do an installation. DEQ will not approve it if it is not engineered. Motion passed unanimously.

Absarokee Sewer

A) Loan disbursement in the amount of \$454,949.00. Commissioner Riveland **MOVED** to approve the loan disbursement in the amount of \$454,949.00. Commissioner Hamilton **SECONDED**. No discussion. Motion passed unanimously.

Commission

A) Big Sky Rail Authority. Commissioner Riveland **MOVED** to approve the Big Sky Rail Authority Resolution 2021-06 off the table and put it on next week's agenda. Commissioner Hamilton **SECONDED**. Discussion – Commissioner Hamilton explained that a public hearing was held as to whether or not Stillwater County should join the Big Sky Rail Authority. There were public comments with good questions. The county has done research

on this issue and the county has enough information at this time to make a decision on the resolution. This is to take the resolution from the table and placing it for action next week. The rail authority continues to gain national attention. There is currently a bill moving through the senate to fund larger rail spurs on the southern portion of Montana along with other states. Motion passed unanimously.

Road & Bridge

A) Road use, repair & indemnity agreement with Northwestern Corporation for West Rosebud Road Power Pole Project. Commissioner Riveland **MOVED** to approve the road use, repair & indemnity agreement with Northwestern Corporation for West Rosebud Road Power Pole Project. Commissioner Hamilton **SECONDED**. Discussion – Commissioner Hamilton explained that this is the first portion of a larger project to replace power poles. This is the agreement for Northwestern Corporation to repair the roads that they use so they can work in the roadways. The county is also working on an agreement to have their contractor rebuild an additional three miles during the project where they will pay for the work and the county will supply the gravel. The bulk of the project will run through Carbon County. Motion passed unanimously.

PUBLIC COMMENTS ON COUNTY BUSINESS – Sheriff Kem noted that Larry Bernhardt showed up and would like to acknowledge his work for 25 years. Commissioner Hamilton reminded everyone that conditions are extremely dry and to be mindful and not spark a fire. Kisha Miller noted that the City of Columbus passed a resolution to ban fires and campfires and the issue will be revisited September 1st.

With no further comments heard the meeting was adjourned at 9:17 a.m.

APPROVED BY: /s/ Mark Crago, Commissioner Chairman
ATTEST: Heidi L. Stadel, Clerk and Recorder